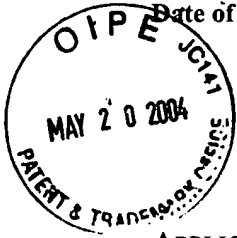


Express Mail Label No.: EV312711346US

Date of Deposit: May 20, 2004

Attorney Docket No. 21402-222 (Cura-522)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Shimkets, et al

SERIAL NUMBER: 10/028,248

EXAMINER: Rita Mitra

FILING DATE: December 19, 2001

ART UNIT: 1653

FOR: NOVEL NUCLEIC ACIDS AND POLYPEPTIDES AND METHODS OF USE THEREOF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

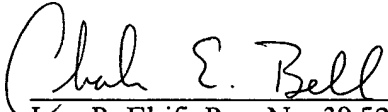
1. Amendment and Response to Requirement for Restriction; and
2. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at the number below.

No fee is believed due with this submission. However, the Commissioner is hereby authorized to charge any necessary fees that may be due to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 21402-222 (Cura 522). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Dated: May 20, 2004

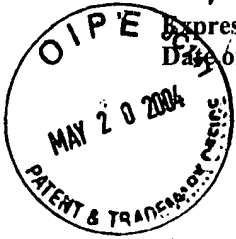
for:  Reg. No. 48,128
Ivor R. Elrifi, Reg. No. 39,529
Attorney for Applicants
MINTZ, LEVIN, COHN, FERRIS,
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Tel: (617) 542-6000
Fax: (617) 542-2241
Customer No. 30623.

05-21-04

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Express Mail Label No.: EV312711346US
Date of Deposit: May 20, 2004

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AMENDMENT AND RESPONSE TO REQUIREMENT FOR RESTRICTION

This paper is in response to the Restriction Requirement mailed April 20, 2004 in the above-referenced application, for which a response is due on or before May 20, 2004.

Applicants believe that no fees are due with this filing. However, the Commissioner is hereby authorized to charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-222.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 4 of this paper.